

1 ANDREW R. MUEHLBAUER, ESQ.  
Nevada Bar No. 10161  
2 **MUEHLBAUER LAW OFFICE, LTD.**  
7915 West Sahara Ave., Suite 104  
3 Las Vegas, Nevada 89117  
Telephone: 702.330.4505  
4 Facsimile: 702.825.0141  
andrew@mlolegal.com  
5

6 *Attorneys for Plaintiffs*  
[Additional counsel on signature page]

7 **UNITED STATES DISTRICT COURT**

8 **DISTRICT OF NEVADA**

9 MINGBO CAI, Individually and on Behalf of  
10 All Other Persons Similarly Situated,

11 Plaintiff,

12 v.

13 SWITCH, INC., ROB ROY, GABE NACHT,  
14 ZAREH SARAFIAN, DONALD SNYDER,  
TOM THOMAS, BRYAN WOLF, GOLDMAN  
15 SACHS & CO. LLC, J.P. MORGAN  
SECURITIES LLC, BMO CAPITAL  
16 MARKETS CORP., WELLS FARGO  
SECURITIES, LLC, CITIGROUP GLOBAL  
17 MARKETS INC., CREDIT SUISSE  
SECURITIES, JEFFERIES LLC, BTIG, LLC,  
18 RAYMOND JAMES & ASSOCIATES, INC.,  
STIFEL, NICOLAUS & COMPANY, INC., and  
19 WILLIAM BLAIR & COMPANY, LLC,

20 Defendants.  
21

CASE NO.: 2:18-cv-01471-JCM-VCF

**JOINT STIPULATION RE FILING OF  
AMENDED COMPLAINT AND  
SUBSEQUENT BRIEFING**

22 It is HEREBY stipulated, by and among the parties, as follows:

23 WHEREAS, on June 11, 2018, Plaintiff Mingbo Cai, individually and on behalf of all  
24 others similarly situated, filed the initial complaint in the above-captioned action (Dkt. No. 1);

25 WHEREAS, on August 6, 2018, Judge Anne E. Thompson of the U.S. District Court for the  
26 District of New Jersey entered an order: (1) granting the parties' stipulation extending the deadline  
27 for Defendants to respond to the complaint; and (2) directing that the parties meet and confer  
28

1 regarding deadlines for an amended complaint and any motion(s) to dismiss, and jointly submit  
2 their proposed deadlines (Dkt. No. 11);

3 WHEREAS, on August 6, 2018, Judge Thompson entered a further order directing that this  
4 action be transferred to the U.S. District Court for the District of Nevada (Dkt. No. 12);

5 WHEREAS, on September 6, 2018, this Court entered an order: (1) appointing Oscar  
6 Farach ("Lead Plaintiff") as Lead Plaintiff for the Class; and (2) approving Lead Plaintiff's  
7 selection of Glancy Prongay & Murry LLP as Lead Counsel and Muehlbauer Law Office, Ltd. as  
8 Liaison Counsel (Dkt. No. 16);

9 WHEREAS, now that the Court has appointed a Lead Plaintiff and Lead Counsel, Plaintiffs  
10 intend to amend their complaint in this action, and Defendants anticipate filing a motion to dismiss  
11 the amended complaint;

12 WHEREAS, counsel for Plaintiffs and counsel for Defendants have met and conferred and,  
13 in the interests of efficiency and avoiding scheduling conflicts, have agreed on deadlines for (1) the  
14 filing of Plaintiffs' amended complaint and (2) the briefing on Defendants' anticipated motion to  
15 dismiss;

16 THEREFORE, IT IS HEREBY STIPULATED by and between the parties, and subject to  
17 this Court's approval and order, as follows:

- 18 1. Plaintiffs shall have until October 12, 2018 to file their amended complaint;
- 19 2. Defendants shall have until November 19, 2018 to file any motion(s) to dismiss the  
20 amended complaint;
- 21 3. Plaintiffs shall have until December 21, 2018 to file any opposition(s) to  
22 Defendants' motion(s) to dismiss; and
- 23 4. Defendants shall have until January 21, 2019 to file any reply/replies in support of  
24 their motion(s);
- 25 5. Nothing in this stipulation is intended to waive or prejudice any party's right to seek  
26 any relief in this matter, including without limitation a stay of proceedings, or to take any action  
27 with respect to the matter captioned *In re Switch, Inc. Securities Litigation*, Lead Case No.: A-18-  
28

773212-B, currently pending in the Eighth Judicial District Court, Clark County, Nevada.

IT IS SO STIPULATED.

Dated: September 18, 2018

MUEHLBAUER LAW OFFICE, LTD.

By: /s/ Andrew R. Muehlbauer  
Andrew R. Muehlbauer, Esq.  
7915 West Sahara Ave., Suite 104  
Las Vegas, NV 89117

*Liaison Counsel for Lead Plaintiff and the Class*

GLANCY PRONGAY & MURRAY LLP  
Robert V. Prongay, Esq.  
Casey E. Sadler, Esq.  
Robert H. Gruber, Esq.  
1925 Century Park East, Suite 2100  
Los Angeles, CA 90067

*Lead Counsel for Lead Plaintiff and the Class*

Dated: September 18, 2018

PISANELLI BICE PLLC

By: /s/ Todd L. Bice  
Todd L. Bice, Esq., Bar No. 4534  
Ava M. Schaefer, Esq., Bar No. 12698  
400 South 7th Street, Suite 300  
Las Vegas, NV 89101

LATHAM & WATKINS LLP  
Michele D. Johnson (*pro hac vice* forthcoming)  
Andrew R. Gray (*pro hac vice* forthcoming)  
650 Town Center Dr.  
Costa Mesa, CA 92626

LATHAM & WATKINS LLP  
Joshua G. Hamilton (*pro hac vice* forthcoming)  
10250 Constellation Blvd., Suite 1100  
Los Angeles, CA 90067

*Attorneys for Defendants Switch, Inc., Rob Roy, Gabe Nacht, Zareh Sarrafian, Donald Snyder, Tom Thomas, and Bryan Wolf*

1 Dated: September 18, 2018

GREENBERG TRAURIG, LLP

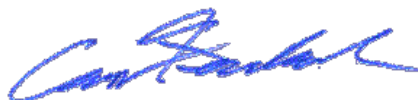
2 By: /s/ Mark E. Ferrario  
3 Mark E. Ferrario, Esq.  
4 Christopher R. Miltenberger, Esq.  
5 10845 Griffith Peak Drive, Suite 600  
6 Las Vegas, NV 89135

7 *Attorneys for Defendants Goldman Sachs & Co. LLC,*  
8 *J.P. Morgan Securities LLC, BMO Capital*  
9 *Markets Corp., Wells Fargo Securities, LLC,*  
10 *Citigroup Global Markets, Inc., Credit Suisse*  
11 *Securities LLC, Jefferies LLC, BTIG, LLC, Raymond*  
12 *James & Associates, Inc., Stifel, Nicolaus &*  
13 *Company, Inc., and William Blair & Company, LLC*

14 **[PROPOSED] ORDER**

15 Pursuant to the Parties' stipulation, Plaintiffs shall have until **October 12, 2018** to file  
16 their amended complaint in this action. Defendants shall have until **November 19, 2018** to file  
17 any motion(s) to dismiss the amended complaint. Plaintiffs shall have until **December 21, 2018**  
18 to file any opposition(s) to Defendants' motion(s) to dismiss. Defendants shall have until  
19 **January 21, 2019** to file any reply/replies in support of their motion(s).

20 **IT IS SO ORDERED:**

21 

22 UNITED STATES MAGISTRATE JUDGE

23 DATED: 9-28-2018